Application Number	F		pplicant(s)/Patent (eexamination ENAYOUN ET AL				
Document Code - DISQ		Internal Do	cument – DC	NOT MAIL			
TERMINAL DISCLAIMER	☐ APPROVED		⊠ DISAPPROVED				
Date Filed : July 25, 2006	This patent is subject to a Terminal Disclaimer						
Approved/Disapproved by:							
Henry D. Jefferson	<u>-</u>						

U.S. Patent and Trademark Office

T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			31-Jul-06	APPL. S. N:	09683432			
To Exam	iner:		LEVITAN, DMITRY	Art Unit	2616			
From			Jefferson, Henry PARALEGAL SPCECIALIST	Return This Memo To: Case Drop-Off Location	JEF-2D68			
SUBJEC	T: Decisio	on on Te	rminal Disclaimer(T.D.) filed:					
form par or have a	agraphs i any quest	dentified ions, ple	eviewed the submitted T.D. with the of by this informal memo in your nex case see me or the Special Program LED TO APPLICANT OR (2) PLACED (t Office action to notify applicant of Examiner. THIS IS AN INFORMAL,	of the T.D. If you disagree, INTERNAL MEMO ONLY.			
please in	itial, date	and ret	turn this memo to me. THANK YOU.					
	The T.D.	is PROF	PER and has been recorded (see 14.	23).				
$oldsymbol{\subseteq}$	The T.D.	is NOT	PROPER and has not been accepted	for the reason(s) checked below (see 14.24):			
		The TD	/	itted nor is there any authorization	ı in the application file for	the		
		use of a deposit account The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01).						
		The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).						
	Γ	The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).						
	<u> </u>	The pe	rson who signed the T.D.:					
		$\overline{\mathbf{z}}$	is not an attorney "of record" (see	e 14.29 and 14.29.01).				
			has failed to state his/her capacit	y to sign for the business entity (s	ee 14.28).			
			is not recognized as an officer of	the assignee (see 14.29 & possible	± 14.29.02).			
		No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel a frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).				el and		
		The T.D	o. is not signed (see 14.26 & 14.26.	03).				
	<u> </u>	The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).						
		The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).						
		The per	riod disclaimed is incorrect or not sp	ecified (see 14.26, 14.27.02 or 14	.26.03).			
		Other:						
			tion to request refund (see 14.36). not check this item.	NOTE: If already authorized, credi	t refund to deposit accoun	it		
i have ap	propriate	ely notifi	ed applicant(s) of the status of the	Terminal Disclaimer filed in this ca	se.			
Ex.Initial	s:		Date:		Log Date:			

PTO/SB/25 (10-05)
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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING

Docket Number (Optional)

REJECTION OVER A PENDING "REFERENCE" APPLICATION	FR920000066US1				
In re Application of: Benayoun, et al.					
Application No.: 09/683,432					
Filed: 12/28/2001					
For: Self-Route Multi-Memory Packet Switch Adapted to have an Expandable Number of Input/Output Ports					
The owner*, International Business Machines Corp, of					
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that: any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.					
Check either box 1 or 2 below, if appropriate.					
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.					
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.					
2. The undersigned is an attorney or agent of record. Reg. No. 58,365					
/W. R. Harding/	7/25/06				
Signature	Date				
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	(802) 769-8585				
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Terminal disclaimer fee under 37 CFR 1.20(d) is included.					
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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.					

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.